

## **MINUTES**

### **COVER PAGE**

**BOARD NAME:** BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS

**DATE:** JANUARY 28, 2003      **ROOM:** CENTRAL CONFERENCE ROOM

**LOCATION:** DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

**TIME**

**SCHEDULED:** 8:30 A.M.

**TIME CALLED**

**TO ORDER:** 8:40 A.M.      **ADJOURN:** 11:20 A.M.

**CHAIRMAN:** MICHAEL SACKETT

**SECRETARY:** DEIRDRA PERRY

**BOARD CLERK:** SUSAN GREENLAW

**MEMBERS PRESENT:** MICHAEL SACKETT, ELWOOD ELLIS, DEIRDRA PERRY, DAVID  
TITCOMB, JOHN ROBERTS

**MEMBERS ABSENT:** EDGAR CATLIN, III

**OTHERS PRESENT:** CAROL LEIGHTON, ADMINISTRATOR; DENNIS SMITH, A.A.G.; KIM  
BAKER-STETSON, LICENSING CLERK; SUSAN GREENLAW, BOARD  
CLERK

## **CALL TO ORDER**

The meeting was called to order at 8:40 A.M.

## **AGENDA MODIFICATIONS**

The Board members agreed to add the following to the agenda:

- Discussion regarding GIS
- Discussion regarding Vermont statute – definition of Land Surveyor
- Suggested Reading for the Maine PLS Examination

## **OLD BUSINESS**

### Action on Minutes of October 22, 2002 Meeting

A motion was made by John Roberts and seconded by Elwood Ellis to approve the minutes of the October 22, 2002 meeting as written. Unanimous.

## **NEW BUSINESS**

### Election of Officers

A motion was made by Elwood Ellis and seconded by David Titcomb to elect Michael Sackett as Chairperson for 2003. Unanimous.

A motion was made by Michael Sackett and seconded by John Roberts to elect David Titcomb as Vice-Chairperson for 2003. Unanimous.

A motion was made by Michael Sackett and seconded by Elwood Ellis to elect Deirdra Perry as Secretary for 2003. Unanimous.

John Roberts and Elwood Ellis will continue as Complaint Officers, with Elwood Ellis eventually resigning this position.

### Administrator's Report

Members were informed of the following:

The new appointment secretary at the Governor's Office is Gwethalyn Phillips.

The Governor has nominated Robert "Buddy" Murray as the Department's new Commissioner.

The public hearing regarding fees for the Office of Licensing and Registration was held on December 5, 2002. No comments were received, and the new rules became effective January 15, 2003.

The First Regular Session of the 121<sup>st</sup> Maine Legislature is in session. Board members will be informed of any legislative proposals that directly impact their program.

Members were informed that a Legislative proposal has been submitted requiring a transfer of funds from the Department to the General Fund. Subsequently a percentage from of each program under the Office of License and Registration would be transferred to the General Fund.

#### Complaint Officer's Report

**#LS-157:** A motion was made by David Titcomb and seconded by Deirdra Perry to close this complaint as the licensee has met all of the requirements of probation. Unanimous.

**#LS-169:** Elwood Ellis, Complaint Officer, presented the facts in this case. A motion was made by Deirdra Perry and seconded by David Titcomb to schedule an informal conference for February 25, 2003 at 10:00 a.m. Unanimous.

**#LS-171:** The Board received a letter from the complainant expressing concern regarding the dismissal of this case. Dennis Smith will draft a response for the Chair's signature.

**#LS-172:** Elwood Ellis, Complaint Officer, presented the facts in this case. A motion was made by David Titcomb and seconded by Deirdra Perry to dismiss this case upon finding that the licensee has met all the requirements of probation. Unanimous.

**#LS-175:** John Roberts, Complaint Officer, presented the facts in this case. A motion was made by David Titcomb and seconded by Elwood Ellis to dismiss this case upon finding no violation of Board statute or rules. Unanimous.

#### October 2002 Exam Score Report

The Board Clerk reported on the October exams:

Licensure was granted to two individuals. Nine applicants sat for the Maine Multiple Choice exam – of the nine, five passed and four failed. Ten applicants sat for the Essay exam – of the ten, one passed and nine failed. Three applicants sat for the Principles and Practice exam – of the three, two passed and one failed. Eight applicants sat for the LSIT exam – of the eight, three passed and five failed.

#### Review and Action on Applications

See attached table.

#### Requests for reinstatement:

NAME	TYPE	EXPIRATION	REASON	ACTION
A. Richard Vannozzi	PLS	12/2001	Moved & did not plan to return to Maine. Now has applied to UMO for graduate studies in surveying.	Approved pending passage of Maine Specific Exam. Motion: Ellis Second: Perry Unanimous.
Daniel T. Lapoint	PLS	12/2001	Severe medical issues.	Waive exam requirement due to undue hardship and approve for reinstatement. Motion: Sackett Second: Roberts Unanimous.
Andrew Bradford	PLS	04/1998	Board denied renewal of license in Dec. 1997 due to lack of creditable PDH's.	Approved pending passage of the Maine Specific Exam. Motion: Ellis Second: Perry Unanimous.
Benjamin Kellogg	LSIT	12/13/1991	Moved/Oversight	Approved for reinstatement. Motion: Ellis Second: Perry Unanimous.

#### Discussion – Suggested Library for Maine Land Surveyors

Discussion continued. Members were asked to bring additional information to the next meeting.

#### Board Reports

The Exam Committee met on Friday, December 6, 2002. They are also working on the Suggested Reading Material for the exam. Knud Hermanson submitted suggestions on preparing for the exam.

#### MSLS Report

The current representative, Andy Sturgeon, will no longer be attending meetings. A. John Lloyd, will be attending as the new representative. The annual meeting of the MSLA is scheduled for March 31 to February 1 at the Samoset in Rockport.

#### Statute/Rules

There was brief discussion regarding the Vermont statutes definition of Land Surveyor.

#### Correspondence and Communications

Elwood Ellis reported on a GIS seminar he attended in Brunswick.

Members discussed the core curriculum requirement of the boundary law course. It was decided that in addition to actual classroom attendance, this requirement may be met via correspondence or the internet provided the curriculum is accredited by the college or technical college providing the course.

A motion was made by Elwood Ellis and seconded by John Roberts to approve staff recommendation on the following applications.  
Unanimous.

APPLICANT	TYPE	BY	EXAM INFO	EDUCATION/EXPERIENCE	RECOMMENDATION
Charles Buker	LSIT LIC	Path 1: 4 year degree from UMO	Passed exam: 10/2002	Core curriculum met. Experience not required for this path.	Approve for license upon passage of the Fundamentals exam.
Aaron Holmes	PLS EXAM	LSIT with 2 or more years experience	Passed Fundamentals: 10/2000 First licensed: 09/05/2001	Has been working full time for Landmark Corp. for 3+ years.	Approve for license upon verification of 2 years experience (key 1) and passage of all parts of the PLS exam.
Keith Libby	PLS EXAM	LSIT with 2 or more years experience.	Passed Fundamentals: 10/1993 First licensed: 01/11/1994	Has been working full timefor T. Thorne Surveys for 5+ years and worked for Land Use Consultants before that.	Approve for license upon passage of all parts of the PLS exam.
Jeff Teunisen	PLS EXAM	LSIT with 2 or more years experience.	Passed Fundamentals: 04/2000 First licensed: 08/15/2000	Has been working full time for CES, Inc. since 08/1997 in progressively more responsible positions.	Approve for license upon passage of all parts of the PLS exam.
Stephen Springer	ME SPEC EXAM	Reciprocity with Vermont	Passed Fundamentals: 04/10/76 Passed P&P exam: 04/09/76 First licensed in VT: 07/23/76 License lapsed: 09/30/1997	20+ years of verified experience. Also licensed in NH, RI, MA.	Approve for license upon passage of Maine Specific exam.
Christen Wilber	ME SPEC EXAM	Reciprocity with New Hampshire	Passed Fundamentals: 04/15/89 Passed P&P exam: 04/11/92 First licensed in NH: 09/14/95	5+ years of verified experience – self employed.	Approve for license upon passage of Maine Specific exam and pending receipt of criminal history verification form.
Bruce Marquis	ME SPEC EXAM	Reciprocity with Utah	Passed Fundamentals: 04/15/89 Passed P&P exam: 04/11/92 First licensed in UT: 09/14/95	Presently employed by Sebago Tech @ 8 months. Previously worked in Utah @ 5	Approve for license upon passage of Maine Specific exam and pending receipt of Key 2 and license verification from Utah.

Next Meeting Scheduled for February 25, 2003 at 8:30 a.m.

**OTHER BUSINESS**

A motion was made by Deirdra Perry and seconded by David Titcomb to approve out of state travel for Elwood Ellis to attend the NCEES Northeast Zone Meeting scheduled for April 3-5, 2003 in Orlando, Florida. Unanimous.

**ADJOURN**

Being no further business, the meeting adjourned at 11:20 a.m.

Respectfully submitted,

Susan Greenlaw  
Board Clerk